

Amendment After Final Rejection
Serial No. 09/663,586

Docket No. US000231

REMARKS

Entry of this amendment and reconsideration are respectfully requested in view of the amendments made to the claims and for the remarks made herein.

Claims 1-10 and 20-26 are pending and stand rejected. Claims 1, 20, 22 and 26 have been amended.

Claims 1-9 and 20-26 stand rejected under 35 USC 103(a) as being unpatentable over Sony CyberFrame as supported by the product review in TechTV, the product description in Outpost.com and the Sony Hong Kong Press Release dated April 19, 1999, which are the same references recited in rejecting the claims in the prior Office Action.

Applicant respectfully disagrees with and explicitly traverses the reason for rejecting the claim. However, in response to the examiner's reply, applicant has elected to amend the independent claims to more clearly state the invention. More specifically, the claims have been amended to recite that the controller comprises a microprocessor and a graphic scaler and that the resources associated with the microprocessor and the graphic scaler are shared. No new matter has been added. Support for the amendments may be found at least on page 7, lines 4-6, which state "For example, the functions of the controller 520 are performed by sharing resources within a microprocessor and graphics scaler of the monitor 100."

Applicant continues to respectfully disagree with the reason for rejecting the claims and reasserts the remarks made in applicant's response to the prior Office Action.

The examiner in reply to applicant's arguments made in response to the prior Office Action has provided further explanation regarding the rejection of the claims. Applicant thanks the examiner for his reply and will address the examiner's reply to show why the instant invention is not rendered obvious by the cited references.

The Office Action states that "[t]here inherently must be a graphics scaler to perform this action. The controller, microprocessor and the graphics scaler all perform functions relating to the digital image on the memory stick. Thus, the controller shares resources (data from the memory stick) with the microprocessor and the graphics scaler." (see instant OA, page 3, lines 15-17).

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From the reading of this section, the Office Action considers the sharing of data among the components to be comparable to the claim element "sharing resources with the microprocessor and the graphic scaler."

However, after a careful reading of the specification it is clear that the controller function is preformed by a microprocessor and a graphic scaler that share resources associated with the microprocessor and graphic scaler. (see page 7, lines 4-6). Accordingly, the independent claims have been amended to more clearly state that the resources of the microprocessor and the graphic scaler are shared and not the data of the images.

A claimed invention is prima facie obvious when three basic criteria are met. First, there must be some suggestion or motivation, either in the reference themselves or in the knowledge generally available to one of ordinary skill in the art, to modify the reference or to combine the teachings therein. Second, there must be a reasonable expectation of success. And, third, the prior art reference or combined references must teach or suggest all the claim limitations.

The combination of the cited references fails to render obvious the invention recited in claim 1, as the combination of the cited references fails to recite at least one material element recited in the claims. As shown, the Office Action states that the data of the image is the shared resource as opposed to the resources associated with the microprocessor and the graphic scaler.

Applicant submits the reason for the rejection of claim 1 has been overcome and can no longer be sustained. Applicant respectfully requests withdrawal of the rejection and allowance of claim 1.

With regard to the remaining independent claims, these claims recite subject matter similar to that recited in claim 1 and were rejected citing the same references used in rejecting claim 1. Thus, applicant's remarks made in response to the rejection of claim 1 are also applicable in response to the rejection of the remaining independent claims. Applicant submits that in view of the amendments made to the claims and for the remarks made with regard to the rejection of claim 1, which are reasserted, as if in full, in response to the rejection of the remaining independent claims, the reason for the rejection

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of these claims has been overcome and the rejection can no longer be sustained.
Applicant respectfully requests withdrawal of the rejection and allowance of the claims.

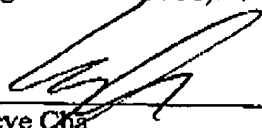
The other claims in this application are each dependent from the independent claims discussed above and are therefore believed patentable for the same reasons. Since each dependent claim is also deemed to define an additional aspect of the invention, individual consideration of the patentability of each of the claims on its own merits is respectfully requested.

For all the foregoing reasons, it is respectfully submitted that all the present claims are patentable in view of the cited references. A Notice of Allowance is respectfully requested.

Respectfully submitted,

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